

In the Claims

Please cancel claims 11 and 12 without prejudice or disclaimer as being drawn to a non-elected species for prosecution in a divisional application.

Please cancel claims 1-10 without prejudice or disclaimer.

Please add new claims 13-19.

Replacement claim pages of the above claims are enclosed herewith.

REMARKS

A. Outstanding Action

Claims 1-5 and 7 were rejected under 35 U.S.C. 103(a) as being unpatentable over Luhmann (6,004,665) in view of Cole (5,622,761). Claims 6 and 8-10 were rejected under 35 U.S.C. 103(a) as being unpatentable over Luhmann in view of Cole and Shizukuda (WO-94/14912).

B. Restriction Requirement

The application was subjected to a restriction requirement under 35 U.S.C. 121 between

- (I) Claims 1-10 drawn to a transfer apparatus (product)
- (II) Claims 11 and 12, drawn to a method of transferring a template.

Applicant hereby confirms the provisional election of claims 1-10 without traverse made by the attorney of record as set forth in the office action. Applicant has canceled claims 11 and 12 directed to the non-elected invention without prejudice or disclaimer for prosecution in a divisional application.

C. Status Of Claims

Claims 1-12 were pending in the application prior to the instant Amendment. Claims 1-12 have been canceled without prejudice or disclaimer. Claims 13-19 have been added. Claims 13-19 are now pending.

D Pending Claims

Claims 1-5 and 7 were rejected under 35 U.S.C. 103(a) as being unpatentable over Luhmann (6,004,665) in view of Cole (5,622,761). Claims 6 and 8-10 were rejected under 35 U.S.C. 103(a) as being unpatentable over Luhmann in view of Cole and Shizukuda (WO-94/14912). Applicant has canceled claims 1-12 and has introduced new claims 13-19 to more particularly point out and distinctly claimed subject matter of the invention.

New independent claim 13 sets forth a transfer apparatus for transferring a template of a complex two-dimensional object from a first surface to a second surface. The transfer apparatus comprises a flexible foam member having a first and a second side. The flexible foam member has a resiliently compressible thickness for accommodating for any minor variations between the first surface and second surfaces.

A weak adhesive is disposed on the first side of the flexible foam member. A strong adhesive is disposed on the second side of the flexible foam member with the strong adhesive having greater adhesive strength than the weak adhesive.

A first removable protective strip is disposed on the first side of the flexible foam member for preventing the first side of the flexible foam member from adhering to a surface prior to removal of the first protective strip. A second removable protective strip is disposed on the second side of the flexible

foam member for preventing the second side of the flexible foam member from adhering to a surface prior to removal of the second protective strip.

One of the first and second removable protective strips is larger than the other of the first and second removable protective strips for providing a visual indication of the difference between the first and second sides of the foam member.

The flexible foam member is fashionably in the shape of a complex two-dimensional object for creating a foam template thereby. The foam template is temporarily affixable to the first surface by the weak adhesive of the flexible foam member attaching to the first surface. The foam template is transferable from the first surface to the second surface upon engagement of the second surface with the strong adhesive of the foam member to affix the foam template to the second surface whereupon the withdrawal of the second surface from the first surface detaches the foam template from the first surface to transfer the foam template from the first surface to the second surface.

There is no teaching or suggestion in any of the prior art of record of using any such combination as set forth in new claim 13. While the prior art does detail similar protective strips for protecting an adhesive, there is no suggestion or teaching of any of the prior art of record of providing one of the first and second removable protective strips to be larger than the other of the first and second removable protective strips for providing a visual indication of the difference between the first and second sides of the foam member.

New dependent claims 14 and 15 set forth structure for enabling the flexible foam member to be fashionably in the shape of complex two-dimensional object. New dependent claim 14 sets forth the flexible foam member as being bendable to form a foam template of the complex two-dimensional object. New dependent claim 15 sets forth the flexible foam member as being severed into segments to form a foam template of the complex two-dimensional object. There is no teaching or suggestion any

of the prior art of record of using any such combination as set forth in new claims 14 and 15.

New dependent claims 16 and 17 set forth structure regarding one of the first and second removable protective strips being larger than the other of the first and second removable protective strips. New dependent claim 16 sets forth one of the first and second removable protective strips extending past a first and a second end of the foam member for defining a first and a second overlapping tab for providing a visual indication of the difference between the first and second sides of the foam member. New dependent claim 17 sets forth one of the first and second removable protective strips as having a greater width than the foam member for defining an overlapping edge extending along a length of the foam member for defining a continuous overlapping tab for providing a visual indication of the difference between the first and second sides of the foam member. There is no teaching or suggestion in any of the prior art of record of using any such combination as set forth in new claims 16 and 17.

New independent claim 19 sets forth a transfer apparatus for transferring a template of a complex two-dimensional object from a first surface to a second surface in a manner similar to new independent claim 13. In addition, new independent claim 19 sets forth one of the first and second removable protective strips having a greater width than the foam member for defining an overlapping edge extending along a length of the foam member for defining a continuous overlapping tab for providing a visual indication of the difference between the first and second sides of the foam member. The flexible foam member is fashionable in the shape of complex two dimensional object by cutting the flexible foam member into segments to form a foam template of the complex two dimensional object with each of the segments having a portion of the overlapping tab for providing the visual indication of the difference between the first and second sides of the foam member.

This embodiment had the advantage of providing a continuous overlapping tab extending along a length of the foam member. Accordingly, a portion of the overlapping tab is present when the foam member is severed into segments to form a foam template of the complex two-dimensional object. Each of the severed segments is provide with an overlapping tab for providing the visual indication of the difference between the first and second sides of the foam member. There is no teaching or suggestion in any of the prior art of record of using any such combination as set forth in new independent claim 19.

Accordingly, it is respectfully submitted that new claims 13-19 are now in condition for allowance and reconsideration and allowance of the claims is therefore respectfully solicited. For all the foregoing reasons, it is respectfully submitted are all in condition for allowance. Favorable reconsideration and allowance of the pending claims is respectfully requested.

E. Request For Extension of Time

Enclosed is a Request for Extension of Time to respond to the outstanding office action. Please charge Deposit Account No. 06-2120 for the fees for the Extension of Time.

F. Additional Fees

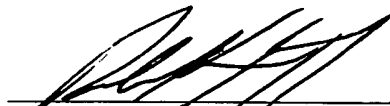
Please charge Deposit Account No. 06-2120 for the fees for any additional claims, an Extension of Time, Citation of Prior Art, Petitions, Terminal Disclaimers or any other fee arising out of this correspondence.

Applicant verily believes that all claims are now in condition for allowance and favorable action is respectfully requested. The undersigned attorney of record cordially invites any telephonic communications from the examiner that may assist the examiner in the examination and to expedite the

allowance and issuance of Letters Patent on the subject invention.

Respectfully submitted,

FRIJOUF, RUST & PYLE, P.A.



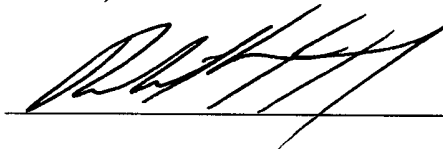
Robert F. Frijouf, Reg. No. 26,546
201 East Davis Blvd Boulevard
Tampa, Florida 33606
(813) 254-5100
Attorneys for Applicant

Deposit Account

Please charge our account any deficiency in fees or credit any over payment arising out of this correspondence to Deposit Account No. 06-2120.

Certificate of Mailing

It is hereby certified that the foregoing correspondence and fee is being placed in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231 and mailed by first class mail, postage prepaid, this 24th day of October, 2002.



WHAT IS CLAIMED IS:



13. A transfer apparatus for transferring a template of a complex two dimensional object from a first surface to a second surface, comprising:
- a flexible foam member having a first and a second side;
 - said flexible foam member having a resiliently compressible thickness for accommodating for any minor variations between the first surface and second surfaces;
 - a weak adhesive disposed on said first side of said flexible foam member;
 - a strong adhesive disposed on said second side of said flexible foam member;
 - said strong adhesive having greater adhesive strength than said weak adhesive;
 - a first removable protective strip disposed on said first side of said flexible foam member for preventing said first side of said flexible foam member from adhering to a surface prior to removal of said first protective strip;
 - a second removable protective strip disposed on said second side of said flexible foam member for preventing said second side of said flexible foam member from adhering to a surface prior to removal of said second protective strip;
 - one of said first and second removable protective strips being larger than the other of the first and second removable protective strips for providing a visual indication of the difference between the first and second sides of said foam member;
 - said flexible foam member being fashionably in the shape of a complex two dimensional object for creating a foam template thereby;
 - said foam template being temporarily affixable to the first surface by said weak adhesive of said flexible foam member attaching to the first surface;

AI
Sub
B1

Sub B1 could

said foam template being transferable from the first surface to the second surface upon engagement of the second surface with said strong adhesive of said foam member to affix said foam template to the second surface whereupon the withdrawal of the second surface from the first surface detaches the foam template from the first surface to transfer said foam template from the first surface to the second surface.

A1 could

14. A transfer apparatus for transferring a template of a complex two dimensional object as set forth in claim 13, wherein said flexible foam member being fashionable in the shape of a complex two dimensional object includes said flexible foam member being bendable to form a foam template of the complex two dimensional object.

15. A transfer apparatus for transferring a template of a complex two dimensional object as set forth in claim 13, wherein said flexible foam member being fashionable in the shape of a complex two dimensional object includes said flexible foam member being cut into segments to form a foam template of the complex two dimensional object.

16. A transfer apparatus for transferring a template of a complex two dimensional object as set forth in claim 13, wherein said one of said first and second removable protective strips being larger than the other of the first and second removable protective strips includes said one of said first and second removable protective strips extending past a first and a second end of said foam member for defining a first and a second overlapping tab for providing a visual indication of the difference between said first and second sides of said foam member.

17. A transfer apparatus for transferring a template of a complex two dimensional object as set forth in claim 13, wherein said one of said first and second removable protective strips being larger than the other of the first and second removable protective strips includes said one of said first and second removable protective strips having a greater width than said foam member for defining an overlapping edge extending along a length of said foam member for defining a continuous overlapping tab for providing a visual indication of the difference between said first and second sides of said foam member.

18. A transfer apparatus for transferring a template of a complex two dimensional object as set forth in claim 13, wherein said foam member has a resiliently compressible thickness between 0.0675 inches and 0.25 inches for accommodating for any minor variations in the first surface and second surfaces.

19. A transfer apparatus for transferring a template of a complex two dimensional object from a first surface to a second surface, comprising:
a flexible foam member having a first and a second side;
said flexible foam member having a resiliently compressible thickness for accommodating any minor variations between the first surface and second surfaces;
a weak adhesive disposed on said first side of said flexible foam member;
a strong adhesive disposed on said second side of said flexible foam member;
said strong adhesive having greater adhesive strength than said weak adhesive;
a first removable protective strip disposed on said first side of said flexible foam member for preventing said first side of said flexible foam member from adhering to a surface prior

to removal of said first protective strip;

a second removable protective strip disposed on said second side of said flexible foam member for preventing said second side of said flexible foam member from adhering to a surface prior to removal of said second protective strip;

one of said first and second removable protective strips having a greater width than said foam member for defining an overlapping edge extending along a length of said foam member for defining a continuous overlapping tab for providing a visual indication of the difference between said first and second sides of said foam member;

said flexible foam member being fashionably in the shape of a complex two dimensional object by cutting said flexible foam member into segments to form a foam template of the complex two dimensional object with each of said segments having a portion of said overlapping tab for providing said visual indication of the difference between said first and second sides of said foam member;

said foam template being temporarily affixable to the first surface by said weak adhesive of said flexible foam member attaching to the first surface;

said foam template being transferable from the first surface to the second surface upon engagement of the second surface with said strong adhesive of said foam member to affix said foam template to the second surface whereupon the withdrawal of the second surface from the first surface detaches the foam template from the first surface to transfer said foam template from said first surface to the second surface.